



2813

MICRON.8DV2G1

PATENT

Selection  
3/7/01  
A. Carty

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Klaus F. Schuegraf	) Group Art Unit 2813
Appl. No.	:	09/770,540	)
Filed	:	January 26, 2001	) I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on
For	:	RUGGED METAL ELECTRODES FOR METAL- INSULATOR-METAL CAPACITORS	) July 5, 2001 (Date) Adeel S. Akhtar, Reg. No. 41,394
Examiner	:	Unknown	)

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

RECEIVED  
JUL 12 2001  
TECHNOLOGY CENTER 2800

Dear Sir:

The Examiner has required restriction to one of the following four groups:

- I. Claims 1-5, drawn to a method of forming a textured metal structure;
- II. Claims 6-12, 20, drawn to a method of fabricating a capacitor;
- III. Claims 13-18, drawn to a DRAM device; and
- IV. Claim 19, drawn to a capacitor device.

Initially, Applicant notes that the Preliminary Amendment, originally submitted with the filing documents on the filing date of the present application (January 26, 2001), has apparently not been processed. That Preliminary Amendment deleted all structure Claims 13-19, as well as adding dependent Claims 21-24. Applicant respectfully requests entry of the Preliminary Amendment.

Appl. No. : 09/770,540  
Filed : January 26, 2001

With respect to the further restriction between Groups I and II, Applicant respectfully traverses new restriction. Claims having a scope similar to both of these groups of claims were examined and allowed in the parent application, Serial No. 09/161,156, filed September 25, 1998. Applicant submits that, while the two sets of method claims may be patentably distinct, they do not require a separate search.

In response to the restriction requirement, however, Applicant elects, with traverse, to proceed with the invention of Group II (Claims 6-12, 20, 22-24).

Applicant submits that the application is in condition for examination on the merits and respectfully requests the same.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: July 5, 2001

By: Adeel S. Akhtar  
Adeel S. Akhtar  
Registration No. 41,394  
Attorney of Record  
620 Newport Center Drive  
Sixteenth Floor  
Newport Beach, CA 92660  
(415) 954-4114

W:\DOCS\ASA\ASA-9449.DOC  
062901